

AO 440 (Rev. 8/01) Summons in a Civil Action

| RETURN OF SERVICE   |  |                             |
|---|--|-----------------------------|
| Service of the Summons and complaint was made by me <sup>(1)</sup>  | DATE   | April 13 <sup>th</sup> 2006 |
| NAME OF SERVER (PRINT)<br>Sybil Jones   | TITLE  | Private Security            |
| Check one box below to indicate appropriate method of service   |  |                             |
| <input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>Montgomery Recruiting CO.</u><br><u>775 McDonald St, Bldg 1580</u><br><u>MAR B-Gunter Annex, AL 36114</u>                                  |  |                             |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: |  |                             |
| <input type="checkbox"/> Returned unexecuted:   |  |                             |
| <input type="checkbox"/> Other (specify):   |  |                             |
| STATEMENT OF SERVICE FEES   |  |                             |
| TRAVEL  | SERVICES   | TOTAL \$0.00                |
| DECLARATION OF SERVER   |  |                             |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>                               |  |                             |
| Executed on <u>April 13<sup>th</sup> 2006</u><br>Date   | <u>Sybil D. Jones</u><br>Signature of Server                               |                             |
|   | <u>854 TERRACE AVE</u><br><u>MONTGOMERY, AL 36106</u><br>Address of Server |                             |
| <p><b>RETURNED AND FILED</b></p> <p><b>MAY - 2 2006</b></p> <p>CLERK<br/>U. S. DISTRICT COURT<br/>MIDDLE DIST. OF ALA.</p>  |  |                             |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT

MIDDLE

District of

Alabama

Jessie Tompkins SR

SUMMONS IN A CIVIL ACTION

v.

Judge John Jones

CASE NUMBER: 2:06cv325-WKW

TO: (Name and address of Defendant)

Capt Christopher Lowery  
U.S. Army, 100th Airborne Div.  
Bldg 1510, 3rd Floor  
Maxwell AFB - Gunter Annex, AL  
36114

Montgomery Recruiting Company  
775 McDonald St. Bldg 1510  
MAFB - Gunter Annex, AL 36114

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jessie Tompkins  
13180 U.S. Hwy 80 E  
Pike Road, AL 36064

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Debra T. Hackett

4/11/06

CLERK

DATE

(By) DEPUTY CLERK